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HDP/SB/21 based on PTO/SB/21 (08-00)

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**TRANSMITTAL
FORM**

(To be used for all correspondence after initial filing)

Application Number 09/207,748

Filing Date December 8, 1998

Inventor(s) Qi Bi et al.

RECEIVED

OCT 04 2004

Group Art Unit 2666

Examiner Name Phuc H. Tran

Technology Center 2000

Attorney Docket Number 29250-000667/US

ENCLOSURES (check all that apply)

Fee Transmittal Form

Fee Attached

Amendment

After Final

Affidavits/declaration(s)

Extension of Time Request

Express Abandonment Request

Information Disclosure Statement

Certified Copy of Priority Document(s)

Response to Missing Parts/ Incomplete Application

Response to Missing Parts under 37 CFR 1.52 or 1.53

Assignment Papers
(for an Application)

Letter to the Official Draftsperson and _____ Sheets of Formal Drawing(s)

Licensing-related Papers

Petition

Petition to Convert to a Provisional Application

Power of Attorney, Revocation Change of Correspondence Address

Terminal Disclaimer

Request for Refund

CD, Number of CD(s) _____

After Allowance Communication to Group

LETTER SUBMITTING APPEAL BRIEF AND APPEAL BRIEF (w/clean version of pending claims)

Appeal Communication to Group (Notice of Appeal, Brief, Reply Brief)

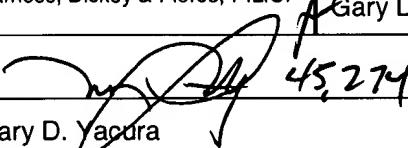
Proprietary Information

Status Letter

Other Enclosure(s)
(please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Gary D. Yacura	Reg. No. 35,416
Signature	 45,274		
Date	Gary D. Yacura		

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 330.00)

Complete if Known

Application Number 09/207,748

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METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																																																																																																																																																																																						
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number 08-0750</p> <p>Deposit Account Name Harness, Dickey & Pierce, P.L.C.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>				<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Large Entity</th> <th style="text-align: left;">Small Entity</th> <th colspan="3"></th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr> <tr><td>1053</td><td>1053</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>420</td><td>2252</td><td>210</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>950</td><td>2253</td><td>475</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,480</td><td>2254</td><td>740</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,010</td><td>2255</td><td>1,005</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>330</td><td>2401</td><td>165</td><td>Notice of Appeal</td><td>330.00</td></tr> <tr><td>1402</td><td>330</td><td>2402</td><td>165</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive - 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<p>**or number previously paid, if greater; For Reissues, see above</p>																																																																																																																																																																																																										

SUBMITTED BY		Complete if applicable		
Name (Print/Type)	Gary D. Yacura	Registration No. Attorney/Agent)	35,416	Telephone 703-668-8000
Signature	45,274		Date	September 29, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



MAIL STOP AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2666

PATENT
29250-000667/US

RECEIVED

OCT 04 2004

Technology Center 2600

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Qi BI et al. Conf.: 7216
Appl. No.: 09/207,748 Group: 2666
Filed: December 8, 1998 Examiner: Phuc H. Tran
For: VARIABLE RATE FORWARD POWER CONTROL FOR MULTICHANNEL APPLICATIONS
Docket No.: 29250-000667/US

**NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

U.S. Patent and Trademark Office
220 20th Street S.
Customer Window Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

September 29, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 29, 2004 of the Primary Examiner finally rejecting claims 1-4 and 9-24.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

Applicants hereby petition for an extension of _____ () month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final

10/01/2004 CCHAU1 00000017 09207748

01 FC:1401

330.00 0P

Application No. 09/207,748
Attorney Docket No. 29250-000667/US

Rejection. Thus a fee of \$.00 is required for the full period of the above-requested extension of time.

An extension of _____ (_____) month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$ _____ is required.

Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- Large entity - \$330.00
- Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is **\$330.00**.

Payment of the above TOTAL FEE is being made in the following manner:

- Check in the amount of \$330.00 is enclosed.
- Please charge Deposit Account No. 08-0750 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By  45,274
Gary D. Yadura, Reg. No. 35,416
P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000